

ORIGINAL

1 Linda M. Lawson (Bar No. 77130)
 2 LLawson@mmhllp.com
 3 Brian K. Mazen (Bar No. 130777)
 4 BMazen@mmhllp.com
 5 Russell G. Gomm (Bar No. 231056)
 6 RGomm@mmhllp.com
 7 MESERVE, MUMPER & HUGHES LLP
 8 300 South Grand Avenue, 24th Floor
 9 Los Angeles, California 90071-3185
 10 Telephone: (213) 620-0300
 11 Facsimile: (213) 625-1930

E-FILING

ADR

FILED

JUL 29 2008

RICHARD W. WIEKING
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

7 Attorneys for Defendant
 8 MASSACHUSETTS MUTUAL LIFE INSURANCE COMPANY, erroneously sued as MASSACHUSETTS
 9 MUTUAL LIFE INSURANCE COMPANY, INC.

10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA

12 KATHLEEN BECKER, an individual and }
 13 as personal representative of the ESTATE }
 14 OF ROY L. KEE,

Case No. C08-03625
 15 PROOF OF SERVICE

03625
 FAXED
 H.R.L.

16 Plaintiff,

17 vs.

18 MASSACHUSETTS MUTUAL LIFE
 19 INSURANCE COMPANY, INC., a
 20 Delaware Corporation, and DOES 1
 21 through 10, inclusive,

22 Defendants.

23

24

25

26

27

28

PROOF OF SERVICE BY MAIL AND/OR FACSIMILE

1 STATE OF CALIFORNIA }
 2 COUNTY OF LOS ANGELES } ss.:
 3

4 I am employed in the County of Los Angeles, State of California. I am over the age of 18
 5 and not a party to the within action. My business address is 300 South Grand Avenue, 24th Floor,
 6 Los Angeles, California 90071-3185.

7 On July 29, 2008, I served on interested parties in said action the within:

- 8 **1. CIVIL COVER SHEET;**
- 9 **2. NOTICE OF REMOVAL OF ACTION TO UNITED STATES DISTRICT**
COURT;
- 10 **3. CERTIFICATION OF INTERESTED ENTITIES OR PERSONS;**
- 11 **4. DECLARATION OF GINA FERRARO IN SUPPORT OF MASSMUTUAL'S**
NOTICE OF REMOVAL;
- 12 **5. DECLARATION RE FILING NOTICE OF REMOVAL OF ACTION; AND**
- 6. PROOF OF SERVICE.**

13 by placing a true copy thereof in sealed envelope(s) addressed , as stated below, and
 14 causing such envelope(s) to be deposited in the U.S. Mail at Los Angeles, California.

15 John C. Clark, Esq.
 16 Rusconi, Foster & Thomas, APC
 17 30 Keystone Avenue
 18 Morgan Hill, CA 95037

19 Facsimile No.: 408-779-1553

20 I am readily familiar with this firm's practice of collection and processing correspondence
 21 for mailing. Under that practice it would be deposited with the U.S. postal service on that same
 22 day in the ordinary course of business. I am aware that on motion of party served, service is
 23 presumed invalid if postal cancellation date or postage meter date is more than 1 day after date of
 24 deposit for mailing in affidavit.

25 (FAX) by transmitting a true copy of said document from facsimile machine whose
 26 telephone number is (213) 625-1930, pursuant to California Rules of Court, Rule 2005.
 27 The facsimile machine I used complied with Rule 2003(3) and no error was reported by the
 28 machine. Pursuant to Rule 2008(e), I caused the machine to print a record of the
 transmission, a copy of which is attached to this declaration.

Executed on July 29, 2008, at Los Angeles, California.

I declare under penalty of perjury that I am employed in the office of a member of the bar
 of this Court at whose direction the service was made and that the foregoing is true and correct.

TINA M. ABRANTE
 (Type or print name)


 (Signature)